

MAP3 Rec'd PCT/PCT 15 FEB 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 3605
Etsuko MIYAMOTO et al. : Attorney Docket No. 2005_0939A
Serial No. 10/538,410 : Mail Stop: PCT
Filed June 10, 2005 :

PROTEIN FORMING COMPLEX WITH c-Fos
PROTEIN, NUCLEIC ACID ENCODING THE
SAME AND METHOD OF USING THE SAME
[Corresponding to PCT/JP2003/014749
Filed November 19, 2003]

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$640.00 to cover Patent Office fees relating to filing the following attached papers:

Verified English Translation of Application \$130.00

Additional Claims Fee Transmittal Letter

Excess of Twenty	<u>\$150.00</u>
Independent	\$
Multiple Dependent Fee	<u>\$360.00</u>

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

02/16/2006 MKAYPAGH 00000159 10538410

Respectfully submitted,

01 FC:1618 130.00 OP
02 FC:1615 150.00 OP
03 FC:1616 360.00 OP

Etsuko MIYAMOTO et al.

By W.M.Cheek
Warren M. Cheek, Jr.
Registration No. 33,367
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Washington, D.C. 20006-1021

Telephone (202) 721-8200

February 15, 2006

[Check No. 72593]
2005_0939A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 3605**
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ACCOUNT NO. 23-0975.

ADDITIONAL CLAIMS FEE TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application. Additional fees required as a result of this Amendment are calculated as follows:

	SMALL ENTITY	LARGE ENTITY	
Total Claims exceeding 20 (not already paid for): 3 x	(\$ 25 = \$)	or	(\$50 = \$150.00)
Indep. Claims exceeding 3 (not already paid for): x	(\$100 = \$)	or	(\$200 = \$)
[X] Multiple Dep. Claim(s) (if there previously were none): +	(\$180 = \$)	or	(\$360 = \$360.00)
Total Additional Fee =	\$	or	<u>\$510.00</u>

- Small entity status of this application has been previously asserted.
 Small entity status of this application is established by the verified statement under 37 C.F.R. 1.9 and 1.27 which

- is enclosed or
- has been previously submitted.

[X] A check in the amount of \$510.00 is enclosed.

[] Please charge Deposit Account No. 23-0975 the amount of \$ to cover additional fee. The Commissioner is authorized to charge any deficiency associated with this communication or to credit any overpayment to the Deposit Account. The original and two copies of this document are enclosed.

Respectfully submitted,

Etsuko MIYAMOTO et al.

By Warren M. Cheek, Jr.
Warren M. Cheek, Jr.
Registration No. 33,367
Attorney for Applicants

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February 15, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

: Confirmation No. 3605

Etsuko MIYAMOTO et al.

: Mail Stop: PCT

Serial No. 10/538,410

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ACCOUNT NO. 23-0975.

**COVER LETTER ACCOMPANYING VERIFIED ENGLISH TRANSLATION OF
APPLICATION ORIGINALLY FILED IN A FOREIGN LANGUAGE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In response to the Notification of Missing Requirements dated November 15, 2005, submitted herewith are the required 1) English translation with Statement of Accuracy; 2) replacement drawings in compliance with 37 C.F.R. §1.84; and 3) Sequence Listing in computer readable form as required by 37 CFR 1.821(e).

Also enclosed is the PTO surcharge of \$130.00, required by 37 C.F.R. 1.16(e), and a copy of the Notice.

Favorable action on the merits is now requested.

Respectfully submitted,

Etsuko MIYAMOTO et al.

By

Warren Cheek

Warren M. Cheek, Jr.
Registration No. 33,367
Attorney for Applicant

WMC/dlk
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
February 15, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,410	Etsuko Miyamoto	2005_0939A

INTERNATIONAL APPLICATION NO.
PCT/JP03/14749

I.A. FILING DATE	PRIORITY DATE
11/19/2003	12/11/2002

513
 WENDEROTH, LIND & PONACK, L.L.P.
 2033 K STREET N. W.
 SUITE 800
 WASHINGTON, DC 20006-1021

CONFIRMATION NO. 3605

371 FORMALITIES LETTER



OC000000017445947

Date Mailed: 11/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/10/2005
- Copy of the International Search Report filed on 06/10/2005
- Information Disclosure Statements filed on 06/10/2005
- Oath or Declaration filed on 06/10/2005
- Request for Immediate Examination filed on 06/10/2005
- U.S. Basic National Fees filed on 06/10/2005
- Priority Documents filed on 06/10/2005
- Power of Attorney filed on 06/10/2005
- Specification filed on 06/10/2005
- Claims filed on 06/10/2005
- Drawings filed on 06/10/2005

RECEIVED

NOV 17 2005

WENDEROTH, LIND & PONACK

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 for English translation surcharge required.

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.

10/538,410

INTERNATIONAL APPLICATION NO.

PCT/JP03/14749

ATTY. DOCKET NO.

2005_0939A

FORM PCT/DO/EO/905 (371 Formalities Notice)

VERIFICATION OF TRANSLATION

I, Yoshiyuki KAWAGUCHI, a citizen of Japan,

of c/o SERA, TOYAMA, MATSUKURA & KAWAGUCHI, Acropolis 21 Bldg.,
6th Floor, 4-10, Higashi Nihonbashi 3-chome, Chuo-ku, Tokyo,
103-0004 Japan

hereby declare as follows:

1. I am a translator and am familiar with the English and Japanese languages.
2. I am the translator of the documents attached hereto and certify that the following is a true English translation of U.S. Patent Application No. 10/538,410 filed on June 10, 2005 to the best of my knowledge and belief.

Dated this 10th day of February, 2006



Signature of translator
KAWAGUCHI, Yoshiyuki, Ph.D.
Patent Attorney